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*and Kelvin Manzanares*

6 UNITED STATE DISTRICT COURT  
7  
8 FOR THE DISTRICT OF NEVADA

9 JOSE MENDOZA, et al.,

10 Plaintiffs,

11 v.

12 AMALGAMATED TRANSIT UNION  
13 INTERNATIONAL, a nonprofit  
14 corporation, et al.,

15 Defendants.

Case No. 2:18-cv-959-JCM-CWH

**CORRECTED SECOND UNOPPOSED  
JOINT EMERGENCY MOTION FROM  
KEOLIS DEFENDANTS AND  
PLAINTIFFS REQUESTING LEAVE  
TO TAKE DEPOSITION OF KEOLIS  
30(B)(6) REPRESENTATIVE OUTSIDE  
OF PRESCRIBED DISCOVERY  
TIMEFRAME AND FOR EXTENSION  
OF DISPOSITIVE MOTION FILING  
DATE**

17  
18 Here now come KTA Defendants and Plaintiffs and jointly, as Moving Parties,  
19 request that they be allowed to schedule the Keolis 30(b)(6) deposition beyond the current  
20 April 30, 2019 deadline, but not later than May 10, 2019, for purposes of discovery cutoff  
21 in the captioned action. To the extent required under the standards of Local Rule 26-4,  
22 “good cause” exists for taking this deposition outside of the discovery deadline for the  
23 following reasons. Following the prior requests, both sides have cooperated to complete  
24 discovery, including exchange of responsive documents and scheduling the deposition of  
25 Defendant Kelvin Manzanares. However, due to scheduling limitations and family issues  
26 affecting Keolis’ 30(b)(6) representative and counsel for Keolis, the Moving Parties need a

1 brief extension to complete the last outstanding deposition, namely the deposition of  
2 Keolis's 30(b)(6) representative(s). The Moving Parties acted in good faith; they seek only  
3 a limited extension of time to take the last outstanding deposition with minimal impact upon  
4 the remainder of the case, including deadlines affecting other parties, which were consulted  
5 in the preparation of this Motion.

6 The Moving Parties understand and agree that they will not be allowed beyond May  
7 10, 2019 to complete the deposition, and that all other discovery elements (production of  
8 documents, fact witness deposition) has been or will be completed by April 30, as  
9 previously ordered. Additionally, due to the fact that the 30(b)(6) deposition must now be  
10 taken in May, the parties agree to a two-week extension, until May 30, 2019, to file  
11 dispositive motions to permit time to receive and review the 30(b)(6) witness deposition  
12 transcript.

13 The Moving Parties have consulted with the other parties to this action as to the relief  
14 requested herein and they indicate that they do not oppose the instant motion.

15 For the foregoing reasons, the Moving Parties believe good cause and/or excusable  
16 neglect is present under the current circumstances in support of their request.

17  
18 DATED this 29th day of April, 2019.

19  
20 **MICHAEL J. MCAVOYAMAYA**

**BUCHALTER,  
A PROFESSIONAL CORPORATION**

21  
22 By: /s/ Michael J. Mcavoyamaya  
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Attorneys for Plaintiffs

By: /s/ Laurent R.G. Badoux  
Laurent R.G. Badoux, Esq.  
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Attorneys for Keolis Transit America  
Inc. and Kelvin Manzanares

1       **It IS ORDERED THAT Moving Parties shall have until May 10, 2019 to**  
2 **complete the outstanding deposition of Keolis Transportation's 30(b)(6) corporate**  
3 **representatives;**

4       **IT IS FURTHER ORDERED THAT the Parties shall have until May 30, 2019**  
5 **to file dispositive motions;**

6       **IT IS FURTHER ORDERED THAT no other date or obligations of the Parties**  
7 **under the current scheduling order is affected or changed by this order.**

8 Dated: April 30, 2019

9   
10 UNITED STATES MAGISTRATE JUDGE

11 I hereby certify that I electronically transmitted the  
12 attached document to the Clerk's Office using the  
13 CM/ECF System for filing and transmittal of a Notice of  
14 Electronic Filing to the following CM/ECF registrants,  
15 and mailed a copy of same to the following if non-  
16 registrants, this 29th day of April, 2019, to:

17 Michael J. Mcavoyamaya, Esq.  
18 4539 Paseo Del Ray  
19 Los Vegas, NV 89121  
20 *Attorney for Plaintiff*

21 Evan L. James, Esq.  
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/s/ Lori Harpel